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KINNEY & LANGE

A PROFESSIONAL ASSOCIATION

PATENT, TRADEMARK,
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INTELLECTUAL PROPERTY LAW

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ALAN M. KOENCK
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amkoenck@kinney.com

April 16, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: U.S. Patent Application of Lugee Li
Appln. No. : 10/777,861
Filed : February 12, 2004
Title : The Detachable Temperature Controller
Docket No. : D391.312-0002

Dear Sir:

Enclosed for filing are the following papers in connection with the above-identified patent application:

1. Postcard;
2. Declaration of Prior Invention in WTO Country (China) Under 37 C.F.R. §1.131 (note: Docket No. is erroneous, should be D391.312-0002);
3. Exhibits A-C;
4. Power of Attorney; and
5. Submission under 37 C.F.R. 3.73(b).

Respectfully submitted,

KINNEY & LANGE, P.A.

Alan M. Koenck

AMK:amh
Enclosures



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor :	Lugee Li	
Serial No. :		
Filed :	February 12, 2004	Group Art Unit: 3742
For :	THE DETACHABLE TEMPERATURE CONTROLLER	Examiner: Mark H. Paschall
Docket No. :	D391.312-0001	

DECLARATION OF PRIOR INVENTION IN
WTO COUNTRY (CHINA) UNDER 37 CFR § 1.131

Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I CERTIFY THAT THIS PAPER IS BEING SENT BY U.S. MAIL,
FIRST CLASS, TO THE COMMISSIONER FOR PATENTS,
ALEXANDRIA, VA 22313, THIS 16th DAY OF

April, 2004.

Patent Attorney

Sir:

This Declaration is to establish completion of the invention in the above-identified patent application in a WTO country (China) at a date prior to November 2, 1999, which is the effective 102(e) date of U.S. Patent No. 6,267,602 ("the Mendelson patent"). The Examiner cited the Mendelson patent in the Office Action mailed on August 12, 2003 in the parent application (09/923,699) to this continuation application. To establish the date of completion of the invention claimed in this application, evidence of conception and reduction to practice of the invention prior to the effective date of the cited Mendelson patent is submitted.

I, Lugee Li, declare as follows:

1. I am the sole inventor of the invention defined in claims 1-14 of the above-identified patent application.

2. The temperature controller of the present invention was designed and conceived no later than August 18, 1999, as indicated by Exhibit A attached illustrating the temperature controller of the present invention.

3. The temperature controller of the present invention was sold to Dowell Electric Works Ltd. no later than September 11, 1999, as indicated by Exhibit B attached, which is a copy of a purchase order for the temperature controller of the present invention.

4. A die for construction of the temperature controller of the present invention was the subject of a machining contract no later than September 15, 1999, as indicated by Exhibit C attached, which is a copy of a machining contract for the temperature controller of the present invention.

5. In view of the activities described above in paragraphs 2-4 and documented in Exhibits A-C, the temperature controller of the present invention was conceived and reduced to practice prior to November 2, 1999 (the effective date of the Medelson patent).

All of the acts and activities described in paragraphs 1-5 and documented or illustrated in attached Exhibits A-C occurred in China, a WTO country. This Declaration is timely since it is being submitted prior to any Final Office Action in the above-identified continuation application.

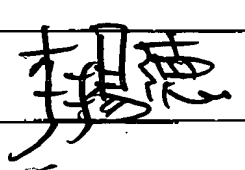
First Named Inventor: Lugee Li

Serial No.:

-3-

I declare that all statements made herein that are of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

Inventor: Lugee Li
(Printed Name)


Inventor: 
(Signature)

Date Feb 23, 2004

Inventor's Current Address: Yinquan Industrial District, Qingxi, Dongguan City,
Guangdong Province, 523660, P.R. CHINA

Inventor's Citizenship: People's Republic of China



REF	AMENDMENTS	CSSE	DATE
<div style="display: flex; justify-content: space-between;"> <div> SERIAL 29 FIT 080 13-AUG-99 </div> <div> DESIG FIT 080 13-AUG-99 </div> <div> DOWELL PR 08 温控器 </div> <div> JELL 175 </div> </div>			
<div style="display: flex; justify-content: space-between;"> <div> SPECIFIC KIT DATE 175 </div> <div> DOWELL Electric (Works) Factory 德意志電機工廠 </div> </div>			
			

tablets

EXHIBIT

A



德威電工有限公司

DOWELL ELECTRIC WORKS LTD.

德威貿易公司

DOWELL TRADING CO.

714, PRINCE EDWARD ROAD, 9/F

714, PRINCE EDWARD ROAD, 9/F

KOWLOON, HONG KONG

Tel: (852) 2325 0166

Fax: (852) 2321 1715

Email: dowell@hongen.com

PURCHASE ORDER

VENDOR:

德威電工有限公司

廣東省東莞市清溪鎮銀泉工業區

ATTN: 楊小姐

TEL: 86-769-773 7777

FAX: 86-769-773 6555

NO.: E99-09126

REF #:

PAGE: 1

DATE: Sep 11, 1999

Item	Part No.	Description	Delivery M/D/Y	Quantity	Unit Price	Amount (HK\$)
1		PRO8 磁棒式滑 控器 模具 (一組)	Dec 30, 1999	1set	\$160,000.00	\$160,000.00

Terms:

Seller:

楊清丹

The seller fully understands that above order MUST be fulfilled in strict accordance with the specifications and instructions outlined and the terms and conditions printed on this order.

Buyer:

DOWELL ELECTRIC WORKS LTD

Amid Lee

Authorized Signature

EXHIBIT

tabbles

B



DOWELL ELECTRIC WORKS LTD.

714, PRINCE EDWARD ROAD, 9/F, KOWLOON,
HONG KONG.

TEL: 852-2325 0166 FAX: 852-2351 1713

COMMERCIAL INVOICE NO: DOW909058

ORDER NO: E09-09128

DATE: 15. Sep. 1999

DESCRIPTION OF GOODS	QTY.	PRICE	
			HK\$
PRO8 磁插式断路器模块 (4P/2)	1 套	160000.000	160,000.00
			160,000.00

REMARKS

付款方式: 先付50%订金, 隔月完成后付另50%.

ISSUED BY

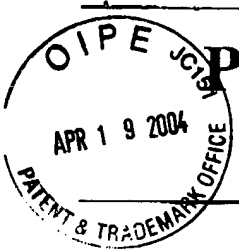
Handwritten signature

宜安电器有限公司 E-ANDE CO., LTD.
YinQuan Industrial District, QibigXi, DongGuan, GD, China.
TEL: 0769-773 7777 FAX: 0769-773 6555

EXHIBIT

tabbles

C



POWER OF ATTORNEY

Attorney Docket No.

D391.312-0002

First Named Inventor : Lugee Li

Title : THE DETACHABLE TEMPERATURE CONTROLLER

In the patent application:

— identified above (and submitted to the Patent and Trademark Office herewith).

X filed on February 12, 2004 as Application No. 10/777,861.

I appoint the attorneys and agents associated with Customer Number 00164 to prosecute the patent application identified above and to transact all business in the Patent and Trademark Office connected therewith, including full power of association, substitution and revocation.

I ratify all prior actions taken by Kinney & Lange, P.A. or the attorneys and agents mentioned above in connection with the prosecution of the above-mentioned patent application.

I authorize Kinney & Lange, P.A. to mark the appropriate space above and to insert the filing date and application number of the application, as appropriate.

I authorize the attorneys and agents named herein to accept and follow instructions from China Science Patent & Trademark Agent Ltd. as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the attorneys and agents and the undersigned. In the event of a change in the persons from whom instructions may be taken, the attorneys and agents named herein will be so notified by the undersigned.

Please address all correspondence and telephone calls to Customer Number 00164, attention Alan M. Koenck, Telephone (612) 339-1863, Fax (612) 339-6580.

Donggun Eande Electrical Products Co. Ltd.

Signature: _____

Lugee Li

Title: _____

President

Dated: Mar 4, 2004



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor : Lugee Li	Group Art Unit: Examiner:
Appln. No. : 10/777,861	
Filed : February 12, 2004	
Title : THE DETACHABLE TEMPERATURE CONTROLLER	
Docket No. : D391.312-0002	

SUBMISSION UNDER 37 C.F.R. 3.73(b)

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Donggun Eande Electrical Products Co. Ltd., having offices at Yinquan Industrial District, Qingxi, Dongguan City, Guangdong Province, 523660, P.R. China, is an owner of the patent application identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel 012064, Frame 0104, or a copy of which is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or a copy of which is attached.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Signature: _____

Lugee Li

Title: _____

President

Date: Mar 4, 2004